



IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Re application of

Teruaki SEKINE et al.

Serial No. 09/214,848

Filed January 14, 1999

COMPOSITIONS FOR VIRAL INFECTIONS,
PROCESS FOR PREPARING THE SAME,
AND METHOD FOR PREVENTING/TREATING
VIRAL INFECTIONS (as amended)

Confirmation No. 8123

Docket No. 99-0024A

Group Art Unit 1616

Examiner Frank I. CHOI

Mail Stop: AMENDMENT

NOTICE OF APPEAL

Commissioner for Patents

P.O. Box 1450

Alexandria, VA 22313-1450

SIR:

Applicants hereby appeal to the Board of Patent Appeals and Interferences from the decision dated July 27, 2004, of the Primary Examiner rejecting claims 12-27, 29 and 31-37. The Notice of Appeal is proper under 37 C.F.R. 1.191(a), because the claims have now been twice rejected in the Office Actions dated July 27, 2004 and November 3, 2003.

☐ A timely response to the final rejection has been filed.

☒ **The extension fee of \$510.00 for a three month extension of time is submitted with the attached Petition for Extension of Time.**

☒ **The Appeal Fee of** ☐ \$500.00 (other than Small Entity)
☒ \$225.00 (Small Entity)

☒ **is enclosed.**

☐ is to be charged to Deposit Account No. 23-0975. The original and two copies of this sheet are enclosed.

- (X) **Small entity status of this application is established by the verified statement under 37 C.F.R. §§ 1.9 and 1.27 which,**
() is enclosed.
(X) **has been previously submitted.**
- () The Appeal Fee is not required since it was paid in a prior appeal.

Respectfully submitted,

Teruaki SEKINE et al.

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January 27, 2005